

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ELIJAH LEE MILLER,

Plaintiff,

v.

ANDREW MONTGOMERY, et al.,

Defendants.

No. 2:23-cv-00100-TLN-EFB

ORDER

Plaintiff, a state prisoner, is proceeding pro se with a civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On May 11, 2023, the Court denied Plaintiff's application for leave to proceed in forma pauperis and granted Plaintiff fourteen days within which to pay the \$402 filing fee for this action. (ECF No. 8.) Plaintiff was warned that failure to pay the filing fee within fourteen days would result in the dismissal of this action. (*Id.*) Plaintiff has not paid the fee.

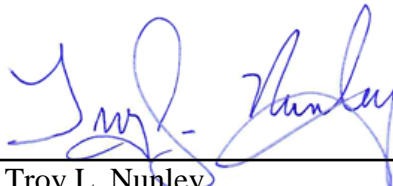
Accordingly, IT IS ORDERED that this action is DISMISSED. The Clerk of Court is directed to close the case.

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1 Date: June 12, 2023

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Troy L. Nunley
United States District Judge